

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

CASEY LUCZAK,

Plaintiff,

vs.

DAVID J. FARNHAM,

Defendant.

Case No. 2:13-cv-02362-JCM-CWH

**ORDER**

This matter is before the Court on Plaintiff's Motion in Advisement (#1), filed December 31, 2013.

Plaintiff is incarcerated. By way of the motion, he seeks permission to file a complaint. Plaintiff did not pay the filing fee when he filed this motion. Thus, it appears he intends to proceed *in forma pauperis*. However, he has not submitted an application to do so, and he has not submitted the certified funds report from the institution wherein he is incarcerated. Pursuant to 28 U.S.C. § 1915(a)(2) and Local Special Rule ("LSR") 1-2, Plaintiff must submit the necessary application and institutional certification before he is permitted to proceed *in forma pauperis*. Assuming he is approved to proceed as such, his complaint must also be screened.


Based on the foregoing and good cause appearing therefore,

**IT IS HEREBY ORDERED** that Plaintiff's Motion in Advisement (#1) is **granted** to the extent he requests the required forms to proceed *in forma pauperis*. The Clerk shall send Plaintiff a blank application for an incarcerated individual to proceed *in forma pauperis* pursuant to LSR 1-2. The motion is **denied** in all other respects.

**IT IS FURTHER ORDERED** that Plaintiff shall have until **Friday, January 31, 2014** to

1 file his application/petition to proceed *in forma pauperis*. FAILURE TO DO SO WILL RESULT  
2 IN A RECOMMENDATION THAT PLAINTIFF'S CASE BE DISMISSED.

3 DATED: January 2, 2014.

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6 **C.W. Hoffman, Jr.**  
7 **United States Magistrate Judge**